



California Regional Water Quality Control Board
Central Valley Region

Katherine Hart, Chair



Linda S. Adams
Acting Secretary for
Environmental Protection

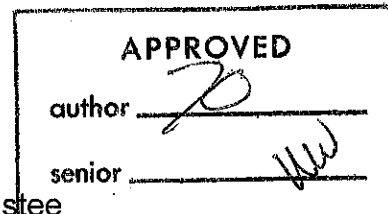
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Edmund G. Brown Jr.
Governor

25 May 2011

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**REQUEST FOR EXTENSION OF CLEANUP AND ABATEMENT ORDER R5-2008-0705
AND SCHEDULE OF PROJECT ACTIVITIES TO BE COMPLETED DURING THE 2011
CONSTRUCTION SEASON FOR THE DELLAR PROPERTY, SACRAMENTO COUNTY**

Staff of the Central Valley Water Board has received a written request from both the City of Sacramento and the Sylvia Della Survivor's Trust (jointly known as "Dischargers") to extend the closure completion date of the Dellar Landfill Property. Cleanup and Abatement Order (CAO) R5-2008-0705 requires closure construction of the landfill cover to be completed by 30 October 2010 and the final Closure Certification Report due by 15 December 2010. To date, the closure construction has not been completed and the final closure report has not been submitted, both of which are violations of the CAO and subject the Dischargers to civil liability.

The Discharger's letter of 13 January 2011 states that the Final Closure Plan would be submitted by 25 April 2011. We are still waiting for that document.

The Dischargers are now requesting a one year extension to the CAO to allow the two parties to possibly receive a grant from Cal Recycle that would help to defray the costs of completing closure construction. We understand that the grant application is for \$720,000 and the City must apply matching funds. The total funding from the grant and matching funds is therefore \$1.44 million. However, the total cost to close the landfill is estimated to be over \$2 million. In addition the City will not know if it receives the grant until late October, and therefore the \$1.44 million can not be spent until the 2012 construction season.

As discussed during our meeting of 5 May 2011, staff cannot recommend another extension to the due dates in the CAO unless and until the Dischargers show that they will make every effort to proceed with as much of the construction as possible this year, given that \$1.44 million cannot be spent until next year. Therefore, by **31 May 2011** the Dischargers must submit a letter outlining a list of closure tasks, and proposed schedule, that will be performed during the 2011 construction season. The tasks performed must include submitting the Final Closure Plan and must show the Dischargers are spending approximately \$500,000 to \$750,000 of additional funds not covered by the Cal Recycle grant. The letter must also

California Environmental Protection Agency

Marty Strauss
Douglas Daggs
Dellar Property

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include a second schedule of tasks remaining to complete the closure during the 2012 construction season. If the information requested is not submitted, staff may not recommend the extension to the due dates of the CAO.

If you have questions please call me at 916-464-4737.



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Compliance and Enforcement Section

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